

UNOFFICIAL VERSION

This is a draft version of the Senate Journal and is UNOFFICIAL until formal adoption.

WEDNESDAY, JANUARY 24, 2018

FORTY-FOURTH LEGISLATIVE DAY

CALL TO ORDER

The Senate met at 8:30 a.m., and was called to order by Mr. Speaker McNally.

PRAYER

The proceedings were opened with prayer by Pastor Benjamin Stewart of Belmont Church in Nashville, Tennessee, a guest of Senator Roberts.

PLEDGE OF ALLEGIANCE

Senator Roberts led the Senate in the Pledge of Allegiance to the Flag.

SALUTE TO THE FLAG OF TENNESSEE

Senator Roberts led the Senate in the Salute to the Flag of Tennessee.

ROLL CALL

The roll call was taken with the following results:

Present 31

Senators present were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbro and Mr. Speaker McNally--31.

COMMUNICATION

January 24, 2018

Lt. Gov. Randy McNally
Cordell Hull Building, 7th Floor
Nashville, TN 37243

RE: Wednesday, January 24, 2018

Dear Lt. Gov. McNally:

I will be out of the office and not able to attend Session on Wednesday, January 24, 2018.

Please approve my not being present today and feel free to call me if you have any questions.

Sincerely,

/s/ Mark E. Green, M.D.
State Senator
District #22

APPROVED: Lieutenant Governor
Randy McNally

STANDING COMMITTEE REPORTS

STATE AND LOCAL GOVERNMENT

MR. SPEAKER: Your Committee on State and Local Government begs leave to report that we have carefully considered and recommend for passage: Senate Bill No. 1503; Senate Joint Resolution No. 483; and House Joint Resolution No. 88.

YAGER, Chairperson
January 23, 2018

The Speaker announced that he had referred Senate Bill No. 1503; Senate Joint Resolution No. 483; and House Joint Resolution No. 88 to the Committee on Calendar.

JUDICIARY

MR. SPEAKER: Your Committee on Judiciary begs leave to report that we have carefully considered and recommend for passage: Senate Joint Resolution No. 88 with amendment.

KELSEY, Chairperson
January 23, 2018

The Speaker announced that he had referred Senate Joint Resolution No. 88 with amendment to the Committee on Calendar.

MOTION

Senator Norris moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **Senate Bills Nos. 1714 through 1793** be passed on first consideration, which motion prevailed.

INTRODUCTION OF BILLS

The Speaker announced the following bills were filed for introduction and passed first consideration:

Senate Bill No. 1714 by Senator Watson.

State Government -- As introduced, requires policy for lease payments for space occupied by state agencies to be established by the commissioner of finance and administration, instead of the commissioner of general services, and approved by the state building commission. Amends TCA Title 3; Title 4; Title 9, Chapter 4 and Title 12.

Senate Bill No. 1715 by Senators Jackson and Niceley.

Alamo -- Subject to local approval, rewrites the charter for the Town of Alamo. Amends Chapter 557 of the Private Acts of 1911; as amended.

Senate Bill No. 1716 by Senator Jackson.

Garnishments and Executions -- As introduced, requires that the form garnishment notice be changed to conform to present law that specifies a garnishment creates a lien on wages until the judgment is satisfied, or for six months, whichever occurs first. Amends TCA Section 26-2-216.

Senate Bill No. 1717 by Senator Briggs.

Criminal Offenses -- As introduced, punishes the offense of organized retail crime one classification higher if the defendant organized, supervised, financed, or managed the activity of one or more people; requires merchants other than an original issuer or the original issuer's agent to provide a record of stored value card transactions to law enforcement within 24 hours of the transaction. Amends TCA Section 39-14-113.

Senate Bill No. 1718 by Senator Stevens.

Mental Illness -- As introduced, adds community mental health centers to definition of healthcare organization in order to add them to quality improvement committees. Amends TCA Title 33; Title 63 and Title 68.

Senate Bill No. 1719 by Senator Stevens.

Pensions and Retirement Benefits -- As introduced, authorizes board of trustees for the Tennessee consolidated retirement system to co-invest a political subdivision's pension plan assets or take custody of such assets under certain circumstances. Amends TCA Section 9-3-507.

Senate Bill No. 1720 by Senator Stevens.

Pensions and Retirement Benefits -- As introduced, enacts the "Voluntary Employee Retirement Accounts Program Act." Amends TCA Title 4, Chapter 29; Title 8 and Title 9.

Senate Bill No. 1721 by Senator Bowling.

Driver Licenses -- As introduced, permits a stay of driver license revocation for nonpayment of fines and costs for more than the current 180 days if the applicant for the stay is a participant in a recovery court. Amends TCA Section 40-24-105.

Senate Bill No. 1722 by Senator Bowling.

Public Contracts -- As introduced, prohibits the state from entering into new contracts or renewing existing contracts that provide state funding to professional sports organizations or professional sports teams. Amends TCA Title 9, Chapter 4; Title 12, Chapter 4 and Title 67, Chapter 6.

Senate Bill No. 1723 by Senator Bell.

Textbooks -- As introduced, revises the appointment process and qualifications for membership on the state textbook and instructional materials quality commission. Amends TCA Title 4, Chapter 29, Part 2 and Title 49, Chapter 6, Part 22.

Senate Bill No. 1724 by Senator Bell.

Public Records -- As introduced, requires state governmental entities to promulgate rules, rather than adopt policies, to establish a process for making requests to inspect or receive copies of public records, for responding to requests for public records, and for the creation of a statement of any fees charged for copies of such records. Amends TCA Title 10, Chapter 7, Part 5.

Senate Bill No. 1725 by Senator Bell.

Taxes, Gasoline, Petroleum Products -- As introduced, establishes a 10 percent tax refund on fuel used to operate a sanitation or garbage truck. Amends TCA Section 67-3-414.

Senate Bill No. 1726 by Senator Bell.

Mental Health & Substance Abuse Services, Dept. of -- As introduced, establishes a list of accrediting organizations that the department must recognize for its service providers. Amends TCA Title 33, Chapter 2, Part 4.

Senate Bill No. 1727 by Senator Bell.

Public Funds and Financing -- As introduced, prohibits the state and local governments from contracting with companies that boycott Israel; requires the Tennessee consolidated retirement system (TCRS) to divest direct holdings in companies that boycott Israel; requires treasurer to maintain a list of such companies. Amends TCA Title 4; Title 8 and Title 12.

Senate Bill No. 1728 by Senator Bell.

TennCare -- As introduced, directs commissioner to submit waiver to impose reasonable work requirements upon able-bodied working age adult enrollees without dependent children under the age of six. Amends TCA Title 71.

Senate Bill No. 1729 by Senator Bell.

Finance and Administration, Dept. of -- As introduced, requires that all out-of-state travel expenditures made by executive level employees be posted on the state website, not just expenditures for which reimbursements are made. Amends TCA Title 4, Chapter 3, Part 10.

Senate Bill No. 1730 by Senator Bell.

TennCare -- As introduced, removes anesthesia charges related to pain relief that decreases the use of opioids from the calculation of costs for episodes of care in the payment reform initiative of the bureau of TennCare. Amends TCA Title 71.

Senate Bill No. 1731 by Senator Bell.

Sunset Laws -- As introduced, terminates the investment advisory council with no subsequent wind down period. Amends TCA Title 4, Chapter 29, Part 2 and Title 8, Chapter 37.

Senate Bill No. 1732 by Senator Bell.

Sunset Laws -- As introduced, imposes deadline by which beauty pageant operators must refund pageant entrants' fees when such pageants are canceled or otherwise do not take place. Amends TCA Title 4, Chapter 29, Part 2; Title 47, Chapter 18, Part 2 and Section 67-6-330.

Senate Bill No. 1733 by Senator Bell.

Sunset Laws -- As introduced, extends the regional transportation authority of Middle Tennessee for two years to June 30, 2020; requires the authority to report back to the committee by December 31, 2018 concerning the findings in its 2017 performance audit report. Amends TCA Title 4, Chapter 29, Part 2 and Title 64, Chapter 8.

Senate Bill No. 1734 by Senator Kelsey.

Criminal Offenses -- As introduced, makes changes to definitions and descriptions of conduct for which new home contractors and home improvement services providers may bear civil and criminal responsibility. Amends TCA Title 39, Chapter 14.

Senate Bill No. 1735 by Senator Kelsey.

Domestic Violence -- As introduced, removes the authority of a magistrate to issue a temporary order of protection to the victim upon the arrest of a person for a domestic violence offense and replaces it with the requirement that, upon a finding that the arrested person is a safety threat to the alleged victim, the magistrate impose conditions of bail designed to protect the alleged victim. Amends TCA Title 36, Chapter 3, Part 6; Title 40, Chapter 11, Part 1 and Section 40-32-101.

Senate Bill No. 1736 by Senator Kelsey.

Economic and Community Development -- As introduced, authorizes an industrial development corporation to acquire a hotel, motel, or apartment building for a project of the corporation located in a county with a population greater than 900,000. Amends TCA Section 7-53-302.

Senate Bill No. 1737 by Senator Kelsey.

General Assembly -- As introduced, allows for any copy of a report required to be filed with the legislative reference and law library being sent electronically. Amends TCA Title 2 and Title 3.

Senate Bill No. 1738 by Senator Kelsey.

Teachers, Principals and School Personnel -- As introduced, exempts out-of-state supervisors, principals, and public school teachers from having to take an assessment to advance, renew, or initially obtain a practitioner level teaching license. Amends TCA Title 49, Chapter 1 and Title 49, Chapter 5.

Senate Bill No. 1739 by Senator Kelsey.

Taxes, Sales -- As introduced, allocates an additional 0.25 percent of the sales tax collected within a municipality to such municipality if the municipality has an OPEB trust that is 55 percent or more funded; requires that such allocation be earmarked for the OPEB trust. Amends TCA Title 67, Chapter 6.

Senate Bill No. 1740 by Senator Kelsey.

Process, Service of -- As introduced, declares as insufficient evidence, instead of sufficient evidence, a United States postal service notation that a properly addressed registered or certified letter is unclaimed for purposes of establishing that the defendant refused to accept delivery. Amends TCA Title 16, Chapter 15, Part 9.

Senate Bill No. 1741 by Senator Kelsey.

Remedies and Special Proceedings -- As introduced, prohibits a circuit, probate, or county court or court clerk from approving a petition for a name change or correcting an error on a birth certificate until the petitioner provides proof of a criminal history record check through the TBI. Amends TCA Title 8, Chapter 21, Part 4; Title 16, Chapter 16; Title 16, Chapter 10 and Title 29, Chapter 8.

Senate Bill No. 1742 by Senator Yager.

Transportation, Dept. of -- As introduced, changes the fees the commissioner may charge for the movement of houseboats that exceed the maximum allowable width for motor vehicles. Amends TCA Title 55, Chapter 7, Part 2.

Senate Bill No. 1743 by Senator Johnson.

Courts -- As introduced, clarifies that participation in any court certified by the department of mental health and substance abuse services may constitute a basis for finding an extreme hardship and staying an order to revoke a person's driver license. Amends TCA Title 16; Title 33; Title 39 and Title 40.

Senate Bill No. 1744 by Senator Johnson.

Taxes, Excise -- As introduced, exempts entities that would otherwise have less than \$100 in combined franchise and excise tax liability from franchise and excise taxes for tax years that begin between July 1, 2018 and July 1, 2019; gradually increases the exemption threshold to \$500 for tax years that begin on or after July 1, 2020. Amends TCA Title 67, Chapter 4, Part 20 and Title 67, Chapter 4, Part 21.

Senate Bill No. 1745 by Senator Johnson.

Utilities, Utility Districts -- As introduced, removes the utility management review board's authority to approve or disapprove corrections made by a public water system of a utility district to comply with federal or state law as a condition for the system to receive a loan from the Tennessee Local Development Authority. Amends TCA Section 7-82-709.

Senate Bill No. 1746 by Senator Johnson.

Insurance Companies, Agents, Brokers, Policies -- As introduced, removes obsolete reference to a report on certain insurance laws that was due from the commissioner of commerce and insurance on March 1, 2012. Amends TCA Title 4; Title 8; Title 9; Title 29 and Title 56.

Senate Bill No. 1747 by Senator Johnson.

Banks and Financial Institutions -- As introduced, requires the commissioner of financial institutions to publish on the department's website its annual report summarizing the department's accomplishments under the Tennessee BIDCO Act in promoting economic development in this state. Amends TCA Title 45.

Senate Bill No. 1748 by Senator Johnson.

Banks and Financial Institutions -- As introduced, removes from TCA a report on the title pledge business due from the commissioner of financial institutions on February 1, 2006. Amends TCA Title 45.

Senate Bill No. 1749 by Senator Johnson.

Insurance Companies, Agents, Brokers, Policies -- As introduced, requires the commissioner of commerce and insurance to submit the annual report summarizing the information submitted pursuant to the Tennessee Health Care Liability Reporting Act to the chair of the senate commerce and labor committee and the chair of the insurance and banking committee of the house of representatives. Amends TCA Title 56.

Senate Bill No. 1750 by Senator Gardenhire.

Motor Vehicles, Titling and Registration -- As introduced, requires low speed vehicle to have manufacturer's certificate of origin indicating vehicle's compliance with federal requirements for low speed vehicles submitted with application for initial registration; prevents initial registration of low speed vehicle if certificate of origin not submitted. Amends TCA Title 55.

Senate Bill No. 1751 by Senator Gardenhire.

Taxes, Sales -- As introduced, removes exemption from amusement tax for physical fitness facilities that have a square footage of 15,000 or more; imposes amusement tax on all physical fitness facilities, regardless of size; retains exemption for certain nonprofit facilities. Amends TCA Title 67, Chapter 6.

Senate Bill No. 1752 by Senator Gardenhire.

Criminal Offenses -- As introduced, designates as a Class A misdemeanor aggravated assault a knowing act to cause physical injury to an employee of a utility; sets an enhanced maximum fine of \$15,000. Amends TCA Title 39, Chapter 13, Part 1 and Title 65, Chapter 35.

Senate Bill No. 1753 by Senator Gardenhire.

Administrative Procedure (UAPA) -- As introduced, requires an agency that promulgates a new permanent rule to identify and repeal two existing permanent rules. Amends TCA Title 4, Chapter 5.

Senate Bill No. 1754 by Senator Gardenhire.

Education, Higher -- As introduced, identifies when a member of a governing board has a conflict of interest involving a state institution of higher education governed by the board; prohibits a governing board member from accepting or soliciting anything of value in excess of \$250 from an institution governed by the board; prohibits certain persons from serving as a governing board member. Amends TCA Title 49, Chapter 7; Title 49, Chapter 8 and Title 49, Chapter 9.

Senate Bill No. 1755 by Senator Gardenhire.

Local Education Agencies -- As introduced, requires a county school system to transfer all real and personal property it owns within the boundaries of the municipality that is creating or reactivating a municipal school system to the municipal school system. Amends TCA Title 49, Chapter 6.

Senate Bill No. 1756 by Senator Harris.

Telecommunications -- As introduced, enacts the "Tennessee Internet Consumer Protection and Neutrality Act." Amends TCA Title 4; Title 5; Title 6; Title 7; Title 10; Title 12; Title 65; Title 67 and Title 68.

Senate Bill No. 1757 by Senator Johnson.

Death -- As introduced, clarifies that the ability of a next of kin to seek reconsideration of a medical examiner's manner of death determination applies only when the manner of death is determined to be suicide. Amends TCA Title 68, Chapter 3.

Senate Bill No. 1758 by Senator Kelsey.

Notary Public -- As introduced, authorizes electronic acknowledgments and online notarizations for certain transactions. Amends TCA Title 8 and Title 66.

Senate Bill No. 1759 by Senator Briggs.

Motor Vehicles -- As introduced, removes expired requirement that department of human services promulgate rules regarding child restraint system use by children transported by child care agencies no later than January 1, 2007. Amends TCA Title 39 and Title 55.

Senate Bill No. 1760 by Senator Dickerson.

State Government -- As introduced, increases the time period within which the corporation administering the GO Build Tennessee Program must submit its annual report to the governor, the speaker of the senate, and the speaker of the house of representatives; increases the time period from 90 to 120 days following the end of the corporation's fiscal year. Amends TCA Title 4; Title 6; Title 7; Title 9; Title 50 and Title 67.

Senate Bill No. 1761 by Senator Kyle.

Education -- As introduced, requires a director of schools to report a breach of security in the administration of the TCAP test, or any successor test, and the LEA's response to the breach of security to the commissioner of education and the state board of education within five days of discovering the breach. Amends TCA Title 49.

Senate Bill No. 1762 by Senator Massey.

Recreational Vehicles -- As introduced, adds park model recreational vehicle as a type of recreational vehicle under the Tennessee Recreation Vehicle Franchise Act of 2016. Amends TCA Title 55.

Senate Bill No. 1763 by Senator Yarbro.

Taxes, Privilege -- As introduced, imposes a \$2.00 tax on a sexually oriented business for each customer that enters; establishes a sex trafficking victims fund. Amends TCA Title 7 and Title 67.

Senate Bill No. 1764 by Senator Kelsey.

Administrative Procedure (UAPA) -- As introduced, requires, rather than authorizes, a hearing officer or administrative law judge to order a state agency to pay a party issued a citation by such agency a reasonable amount of expenses incurred where the violation was either not grounded in fact, not warranted by law or rule, or issued for an improper purpose. Amends TCA Section 4-5-325.

Senate Bill No. 1765 by Senator Harris.

Education -- As introduced, allows the energy efficient schools council to award grants or loans for energy efficient capital outlay projects to charter schools and the achievement school district in addition to LEAs. Amends TCA Title 49, Chapter 17 and Section 49-4-940.

Senate Bill No. 1766 by Senator Green.

Professions and Occupations -- As introduced, repeals requirements that authorization to engage in regulated professions and occupations be revoked for persons who default on student loans. Amends TCA Title 3, Chapter 6, Part 3; Title 23, Chapter 3; Title 38, Chapter 1; Title 49; Title 55; Title 56; Title 62 and Title 63.

Senate Bill No. 1767 by Senator Yarbro.

Election Laws -- As introduced, creates a process for automatic voter registration by county election commissions after a person completes an application for a driver license, photo identification license, or handgun carry permit with the department of safety. Amends TCA Title 2 and Title 55, Chapter 50.

Senate Bill No. 1768 by Senator Yarbro.

Driver Licenses -- As introduced, requires department of safety to provide photo identification license free of charge to person whose driver license is revoked or suspended upon surrender of driver license or proof of surrender. Amends TCA Section 40-24-105 and Title 55.

Senate Bill No. 1769 by Senator Yarbro.

Domestic Violence -- As introduced, establishes employment protections for people who are victims of domestic abuse or sexual assault to attend court, meet with law enforcement, attend counseling, or find new housing. Amends TCA Title 8; Title 36, Chapter 3, Part 6 and Title 50, Chapter 1.

Senate Bill No. 1770 by Senator Yarbro.

TennCare -- As introduced, directs the commissioner of finance and administration to seek a federal waiver to establish VolunteerCare and permits persons who are 55 years of age or older to purchase healthcare coverage through the TennCare program. Amends TCA Title 4; Title 56 and Title 71.

Senate Bill No. 1771 by Senator Harris.

Hospitals and Health Care Facilities -- As introduced, reduces the fees paid in the certificate of need program by an essential access hospital under the TennCare II demonstration waiver by 50 percent. Amends TCA Title 7 and Title 68.

Senate Bill No. 1772 by Senator Crowe.

Taxes, Exemption and Credits -- As introduced, exempts dietary supplements from sales and use tax. Amends TCA Title 67, Chapter 6.

Senate Bill No. 1773 by Senator Crowe.

Libraries -- As introduced, removes authority of a library board to have line-item control of budgeting and expenditure of moneys for the library fund and to set aside unencumbered funds in general fund or other funds of the library at the end of a fiscal year. Amends TCA Section 10-3-104.

Senate Bill No. 1774 by Senator Crowe.

Pharmacy, Pharmacists -- As introduced, specifies that a medication therapy management program involves pharmacist-provided services. Amends TCA Title 63, Chapter 10.

Senate Bill No. 1775 by Senator Crowe.

Tennessee Bureau of Investigation -- As introduced, authorizes the director of the TBI to appoint a designee to serve in place of the director as a member of the medical investigator advisory council

instead of requiring that the director serve as a member of the council. Amends TCA Section 38-7-201(a)(2)(A)(i).

Senate Bill No. 1776 by Senator Crowe.

Hospitals and Health Care Facilities -- As introduced, adds mental health hospitals licensed under Title 33 to requirement for hospitals to report claims data to the commissioner of health. Amends TCA Section 68-1-108.

Senate Bill No. 1777 by Senator Crowe.

Senior Citizens -- As introduced, requires the commission on aging and disabilities to design and oversee a resource mapping of federal, state, and nongovernmental resources and funding streams that support the health, safety, and welfare of persons 60 years of age or older. Amends TCA Title 71, Chapter 2.

Senate Bill No. 1778 by Senator Crowe.

Health Care -- As introduced, adds trained and licensed education personnel to those persons who may staff telehealth services at school site. Amends TCA Title 56; Section 63-1-155 and Title 71.

Senate Bill No. 1779 by Senator Crowe.

Education -- As introduced, requires the commissioner of education to include in the department's annual report certain information about a traineeship and fellowship program for persons wanting to work in the education of students with disabilities. Amends TCA Title 49.

Senate Bill No. 1780 by Senator Crowe.

Local Education Agencies -- As introduced, requires each LEA to submit an annual report to the department of education detailing the LEA's use of corporal punishment; requires the department of education to report the number of instances of corporal punishment on its website. Amends TCA Title 49, Chapter 1; Title 49, Chapter 2 and Title 49, Chapter 6.

Senate Bill No. 1781 by Senator Crowe.

Hospitals and Health Care Facilities -- As introduced, requires the bureau of TennCare to provide prior notice to the chairs of the health committee of the house of representatives and the health and welfare committee of the senate before making pro rata reductions in payments from the nursing home assessment trust fund. Amends TCA Title 68 and Title 71.

Senate Bill No. 1782 by Senator Crowe.

Education, State Board of -- As introduced, changes the term of the chair of the state board of education from four years to two years. Amends TCA Section 49-1-301(b).

Senate Bill No. 1783 by Senator Niceley.

Highways, Roads and Bridges -- As introduced, reallocates funds generated by the tax on overweight freight vehicles that currently go to the highway fund to the general fund. Amends TCA Title 55.

Senate Bill No. 1784 by Senator Niceley.

DUI Offenses -- As introduced, requires that person convicted of DUI to forfeit privilege to purchase alcohol for period of time based upon prior DUI convictions with lifetime forfeiture for third conviction; establishes new driver license format for person subject to alcohol purchase restriction; creates new Class C misdemeanor offense for unlawful purchase of alcohol by DUI offender or knowing sale of alcohol to person subject to alcohol purchase restriction. Amends TCA Title 39, Chapter 17, Part 7; Title 40; Title 55 and Title 57.

Senate Bill No. 1785 by Senator Niceley.

Codes -- As introduced, exempts churches that seat less than 400 people from being required to install a sprinkler system. Amends TCA Title 5; Title 6; Title 7 and Title 68.

Senate Bill No. 1786 by Senator Lundberg.

Motor Vehicles, Titling and Registration -- As introduced, requires the commissioner of revenue to issue a redesigned motor vehicle registration plate featuring the Tri-Star symbol of the state flag, with the design selected by means of a contest. Amends TCA Title 55.

Senate Bill No. 1787 by Senator Lundberg.

Controlled Substances -- As introduced, elevates distribution or dispensation of any controlled substance to second degree murder if the user dies and the controlled substance is, at least, part of the proximate cause of death rather than limiting the enhancement to Schedule I or II drugs. Amends TCA Section 39-13-210.

Senate Bill No. 1788 by Senator Lundberg.

Wildlife Resources Commission -- As introduced, enables wildlife resource officers to authorize payroll deductions for the payment of membership dues for organizations that meet certain criteria. Amends TCA Title 8.

Senate Bill No. 1789 by Senators Yarbrow, Dickerson, Lundberg, Swann and Stevens.

Courts, General Sessions -- As introduced, authorizes general sessions courts to permit filing, signing, and verifying documents electronically in the manner authorized by Tennessee Rules of Civil Procedure, Rule 5B. Amends TCA Title 16, Chapter 15, Part 7.

Senate Bill No. 1790 by Senator Yarbrow.

Marriage -- As introduced, requires each applicant be at least 18 years of age before a county clerk can issue a marriage license. Amends TCA Title 36, Chapter 3 and Title 37, Chapter 1, Part 1.

Senate Bill No. 1791 by Senator Harper.

Taxes, Real Property -- As introduced, permits a county trustee to waive penalties and interest for late real property tax payment for up to one week if there was severe weather at the time the tax was due; requires the late taxes be paid within one week of the due date to maintain this waiver. Amends TCA Title 67, Chapter 5.

Senate Bill No. 1792 by Senator Green.

Personal Property -- As introduced, prohibits any person or legal entity, besides the owner of a copyrighted sound recording initially fixed on or before February 15, 1972, from reproducing, distributing, performing, or otherwise using the recording without the owner's express permission; creates a civil cause of action for the owner. Amends TCA Title 29; Title 39 and Title 40.

Senate Bill No. 1793 by Senator Bailey.

Energy -- As introduced, urges the department of environment and conservation, in consultation with CTAS and MTAS, to study wind energy facility regulations adopted in local governments of this state; requires the department to submit a written summary of local regulations within 60 days from the conclusion of the study to the members of the agriculture and natural resources committee of the house of representatives and the energy, agriculture and natural resources committee of the senate. Amends TCA Title 5; Title 6; Title 7; Title 65; Title 68 and Title 70.

MOTION

Senator Norris moved, pursuant to Rule 33 and Article II, Section 18 of the Constitution of the State of Tennessee, that **Senate Bills Nos. 1647 through 1713** be passed on second consideration and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

SENATE BILLS ON SECOND CONSIDERATION

The Speaker announced the following bills passed second consideration and were referred to the appropriate committees or held on the Clerk's desk:

Senate Bill No. 1647 referred to the Committee on Finance, Ways and Means.

Senate Bill No. 1648 referred to the Committee on State and Local Government.

Senate Bill No. 1649 referred to the Committee on Education.

Senate Bill No. 1650 referred to the Committee on Judiciary.

Senate Bill No. 1651 referred to the Committee on Judiciary.

Senate Bill No. 1652 Local bill -- held on desk.

Senate Bill No. 1653 Local bill -- held on desk.

Senate Bill No. 1654 referred to the Committee on Judiciary.

Senate Bill No. 1655 referred to the Committee on Judiciary.

Senate Bill No. 1656 referred to the Committee on Judiciary.

Senate Bill No. 1657 referred to the Committee on Commerce and Labor.

Senate Bill No. 1658 referred to the Committee on Health and Welfare.

Senate Bill No. 1659 referred to the Committee on Health and Welfare.

Senate Bill No. 1660 referred to the Committee on Transportation and Safety.

Senate Bill No. 1661 referred to the Committee on Judiciary.

Senate Bill No. 1662 referred to the Committee on Commerce and Labor.

Senate Bill No. 1663 referred to the Committee on Education.

Senate Bill No. 1664 referred to the Committee on Education.

Senate Bill No. 1665 referred to the Committee on Education.

Senate Bill No. 1666 referred to the Committee on Health and Welfare.

Senate Bill No. 1667 referred to the Committee on Judiciary.

Senate Bill No. 1668 referred to the Committee on Government Operations.

Senate Bill No. 1669 referred to the Committee on State and Local Government.

Senate Bill No. 1670 referred to the Committee on Health and Welfare.

Senate Bill No. 1671 referred to the Committee on Finance, Ways and Means.

Senate Bill No. 1672 referred to the Committee on Finance, Ways and Means.

Senate Bill No. 1673 referred to the Committee on Transportation and Safety.

Senate Bill No. 1674 referred to the Committee on Health and Welfare.

Senate Bill No. 1675 referred to the Committee on State and Local Government.

Senate Bill No. 1676 referred to the Committee on State and Local Government.

Senate Bill No. 1677 referred to the Committee on Education.

Senate Bill No. 1678 referred to the Committee on Commerce and Labor.

Senate Bill No. 1679 referred to the Committee on State and Local Government.

Senate Bill No. 1680 referred to the Committee on Commerce and Labor.

Senate Bill No. 1681 referred to the Committee on State and Local Government.

Senate Bill No. 1682 referred to the Committee on Education.

Senate Bill No. 1683 referred to the Committee on Judiciary.

Senate Bill No. 1684 referred to the Committee on Education.

Senate Bill No. 1685 referred to the Committee on Finance, Ways and Means.

Senate Bill No. 1686 referred to the Committee on Judiciary.

Senate Bill No. 1687 referred to the Committee on Finance, Ways and Means.

Senate Bill No. 1688 referred to the Committee on State and Local Government.

Senate Bill No. 1689 referred to the Committee on Energy, Agriculture and Natural Resources.

Senate Bill No. 1690 referred to the Committee on State and Local Government.

Senate Bill No. 1691 referred to the Committee on Education.

Senate Bill No. 1692 referred to the Committee on Judiciary.

Senate Bill No. 1693 referred to the Committee on Judiciary.

Senate Bill No. 1694 referred to the Committee on Transportation and Safety.

Senate Bill No. 1695 referred to the Committee on State and Local Government.

Senate Bill No. 1696 referred to the Committee on State and Local Government.

Senate Bill No. 1697 referred to the Committee on Judiciary.

Senate Bill No. 1698 referred to the Committee on Energy, Agriculture and Natural Resources.

Senate Bill No. 1699 referred to the Committee on Education.

Senate Bill No. 1700 referred to the Committee on Education.

Senate Bill No. 1701 referred to the Committee on Energy, Agriculture and Natural Resources.

Senate Bill No. 1702 referred to the Committee on State and Local Government.

Senate Bill No. 1703 referred to the Committee on Judiciary.

Senate Bill No. 1704 referred to the Committee on State and Local Government.

Senate Bill No. 1705 referred to the Committee on Transportation and Safety.

Senate Bill No. 1706 referred to the Committee on State and Local Government.

Senate Bill No. 1707 referred to the Committee on Education.

Senate Bill No. 1708 referred to the Committee on Education.

Senate Bill No. 1709 referred to the Committee on Government Operations.

Senate Bill No. 1710 referred to the Committee on Judiciary.

Senate Bill No. 1711 referred to the Committee on Transportation and Safety.

Senate Bill No. 1712 referred to the Committee on State and Local Government.

Senate Bill No. 1713 referred to the Committee on Judiciary.

MOTION

Senator Norris moved, pursuant to Rule 21, **Senate Joint Resolutions Nos. 507 through 515**; and **Senate Resolutions Nos. 148 through 150** be passed on first consideration and lie over, which motion prevailed.

INTRODUCTION OF RESOLUTIONS

The Speaker announced the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

Senate Joint Resolution No. 507 by Senator Crowe.
Memorials, Retirement -- Becky Buchanan.

Senate Joint Resolution No. 508 by Senator Swann.
Memorials, Recognition -- Kentucky-Tennessee District Kiwanis Clubs, 100th anniversary.

Senate Joint Resolution No. 509 by Senator Swann.
Memorials, Recognition -- Alyssa Champagne.

Senate Joint Resolution No. 510 by Senator Pody.
Memorials, Sports -- Friendship Christian School football team, 2017 TSSAA Division II Class A State Champions.

Senate Joint Resolution No. 511 by Senator Yager.
Memorials, Recognition -- Joe Cross, Independent Herald/Scott County Chamber of Commerce 2017 Person of the Year.

Senate Joint Resolution No. 512 by Senator Yager.
Memorials, Death -- Jimmy Wilkey.

Senate Joint Resolution No. 513 by Senator Yager.
Memorials, Recognition -- Rotary International Day, February 23, 2018.

Senate Joint Resolution No. 514 by Senator Gresham.
Memorials, Death -- Dr. E. Claude Gardner.

Senate Joint Resolution No. 515 by Mr. Speaker McNally and Senator Swann.
Memorials, Death -- Elizabeth M. "Betty" Tinker.

Senate Resolution No. 148 by Senator Yager.
Memorials, Personal Occasion -- Ruby Lou Hall Julian, 100th Birthday.

Senate Resolution No. 149 by Senator Yager.
Memorials, Death -- Roy Liles.

Senate Resolution No. 150 by Senator Lundberg.
General Assembly, Statement of Intent or Position -- Urges the Department of Education to include ACT/SAT participation rates for each LEA on the annual report card.

MOTION

Senator Norris moved, pursuant to Rule 21, **House Joint Resolutions Nos. 605 through 611 and 613 through 634; Senate Joint Resolutions Nos. 495 through 506; and Senate Resolutions Nos. 146 and 147** lie over and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

RESOLUTIONS LYING OVER

The Speaker announced the following resolutions passed second consideration and were referred to the appropriate committees or held on the desk, pursuant to Rule 21:

House Joint Resolution No. 605 -- Memorials, Sports -- Union City High School football team, TSSAA Division I Class 2A State Champions.

The Speaker announced that he had referred House Joint Resolution No. 605 to the Committee on Calendar.

House Joint Resolution No. 606 -- Memorials, Death -- Lila Lee Snead.

The Speaker announced that he had referred House Joint Resolution No. 606 to the Committee on Calendar.

House Joint Resolution No. 607 -- Memorials, Sports -- David Threet, 2017 Clay County Sports Hall of Fame.

The Speaker announced that he had referred House Joint Resolution No. 607 to the Committee on Calendar.

House Joint Resolution No. 608 -- Memorials, Sports -- Michelle Chambers Proctor, 2017 Clay County Sports Hall of Fame.

The Speaker announced that he had referred House Joint Resolution No. 608 to the Committee on Calendar.

House Joint Resolution No. 609 -- Memorials, Sports -- Paul Martin Garrett, 2017 Clay County Sports Hall of Fame.

The Speaker announced that he had referred House Joint Resolution No. 609 to the Committee on Calendar.

House Joint Resolution No. 610 -- Memorials, Sports -- Jerry Eads, 2017 Clay County Sports Hall of Fame.

The Speaker announced that he had referred House Joint Resolution No. 610 to the Committee on Calendar.

House Joint Resolution No. 611 -- Memorials, Sports -- Tara Ashlock Anderson, 2017 Clay County Sports Hall of Fame.

The Speaker announced that he had referred House Joint Resolution No. 611 to the Committee on Calendar.

House Joint Resolution No. 613 -- Memorials, Personal Achievement -- Christian Shaun Corbin, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 613 to the Committee on Calendar.

WEDNESDAY, JANUARY 24, 2018 -- 44TH LEGISLATIVE DAY

House Joint Resolution No. 614 -- Memorials, Personal Achievement -- Antonio Anselmo, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 614 to the Committee on Calendar.

House Joint Resolution No. 615 -- Memorials, Personal Achievement -- Samuel P. Heldman, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 615 to the Committee on Calendar.

House Joint Resolution No. 616 -- Memorials, Personal Achievement -- Patrick James Bartol, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 616 to the Committee on Calendar.

House Joint Resolution No. 617 -- Memorials, Personal Achievement -- Chase Brown Delk, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 617 to the Committee on Calendar.

House Joint Resolution No. 618 -- Memorials, Personal Achievement -- Matthew Thomas Howell, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 618 to the Committee on Calendar.

House Joint Resolution No. 619 -- Memorials, Personal Achievement -- Matthew William Lacy, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 619 to the Committee on Calendar.

House Joint Resolution No. 620 -- Memorials, Personal Achievement -- Garrett Johnson, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 620 to the Committee on Calendar.

House Joint Resolution No. 621 -- Memorials, Personal Achievement -- Nathan Tucker Harvill, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 621 to the Committee on Calendar.

House Joint Resolution No. 622 -- Memorials, Personal Achievement -- Cameron Joseph Hartley, Eagle Scout.

WEDNESDAY, JANUARY 24, 2018 -- 44TH LEGISLATIVE DAY

The Speaker announced that he had referred House Joint Resolution No. 622 to the Committee on Calendar.

House Joint Resolution No. 623 -- Memorials, Personal Achievement -- Ernesto Guzman III, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 623 to the Committee on Calendar.

House Joint Resolution No. 624 -- Memorials, Personal Achievement -- Tristan Daniel Bush, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 624 to the Committee on Calendar.

House Joint Resolution No. 625 -- Memorials, Personal Achievement -- John Grady Brewer, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 625 to the Committee on Calendar.

House Joint Resolution No. 626 -- Memorials, Personal Achievement -- Evan Ryan Lindsey, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 626 to the Committee on Calendar.

House Joint Resolution No. 627 -- Memorials, Personal Achievement -- Billy Gene Carrigan, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 627 to the Committee on Calendar.

House Joint Resolution No. 628 -- Memorials, Personal Achievement -- Benjamin David Hatcher, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 628 to the Committee on Calendar.

House Joint Resolution No. 629 -- Memorials, Personal Achievement -- Isaac Edward Wood, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 629 to the Committee on Calendar.

House Joint Resolution No. 630 -- Memorials, Personal Achievement -- Wesley Waggoner Sisk, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 630 to the Committee on Calendar.

WEDNESDAY, JANUARY 24, 2018 -- 44TH LEGISLATIVE DAY

House Joint Resolution No. 631 -- Memorials, Personal Achievement -- Joseph Mack O'Bryant, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 631 to the Committee on Calendar.

House Joint Resolution No. 632 -- Memorials, Personal Achievement -- Daniel Amis Trammell, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 632 to the Committee on Calendar.

House Joint Resolution No. 633 -- Memorials, Personal Achievement -- Wesley Allen Baxter, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 633 to the Committee on Calendar.

House Joint Resolution No. 634 -- Memorials, Personal Achievement -- Jimmy William Meacham, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 634 to the Committee on Calendar.

Senate Joint Resolution No. 495 -- Memorials, Recognition -- Jack Pearson.

The Speaker announced that he had referred Senate Joint Resolution No. 495 to the Committee on Calendar.

Senate Joint Resolution No. 496 -- Memorials, Public Service -- Nashville Predators Foundation.

The Speaker announced that he had referred Senate Joint Resolution No. 496 to the Committee on Calendar.

Senate Joint Resolution No. 497 -- Memorials, Recognition -- Shen Yun Performing Arts.

The Speaker announced that he had referred Senate Joint Resolution No. 497 to the Committee on Calendar.

Senate Joint Resolution No. 498 -- Memorials, Recognition -- Kenneth W. Lowe.

The Speaker announced that he had referred Senate Joint Resolution No. 498 to the Committee on Calendar.

Senate Joint Resolution No. 499 -- Memorials, Recognition -- Selmer First United Methodist Church, 125th Anniversary.

The Speaker announced that he had referred Senate Joint Resolution No. 499 to the Committee on Calendar.

Senate Joint Resolution No. 500 -- Memorials, Death -- Robert Jones.

The Speaker announced that he had referred Senate Joint Resolution No. 500 to the Committee on Calendar.

Senate Joint Resolution No. 501 -- Memorials, Death -- Dr. H.K. Sorrell.

The Speaker announced that he had referred Senate Joint Resolution No. 501 to the Committee on Calendar.

Senate Joint Resolution No. 502 -- Memorials, Death -- Peter Lucius "Pete" Reagan.

The Speaker announced that he had referred Senate Joint Resolution No. 502 to the Committee on Calendar.

Senate Joint Resolution No. 503 -- Memorials, Death -- William Franklin Tapp.

The Speaker announced that he had referred Senate Joint Resolution No. 503 to the Committee on Calendar.

Senate Joint Resolution No. 504 -- Memorials, Death -- John Payson Matthews III.

The Speaker announced that he had referred Senate Joint Resolution No. 504 to the Committee on Calendar.

Senate Joint Resolution No. 505 -- Memorials, Death -- Robert William McGowan, Jr.

The Speaker announced that he had referred Senate Joint Resolution No. 505 to the Committee on Calendar.

Senate Joint Resolution No. 506 -- Naming and Designating -- Designates October 2018 as "Eczema Awareness Month" in Tennessee.

The Speaker announced that he had referred Senate Joint Resolution No. 506 to the Committee on Health and Welfare.

Senate Resolution No. 146 -- Memorials, Retirement -- Dr. Frank Glover Witherspoon.

The Speaker announced that he had referred Senate Resolution No. 146 to the Committee on Calendar.

Senate Resolution No. 147 -- Memorials, Recognition -- Kara Gilliam, Governor of 2017 Tennessee Intercollegiate State Legislature.

The Speaker announced that he had referred Senate Resolution No. 147 to the Committee on Calendar.

MOTION

Senator Briggs moved that Rule 37 be suspended for the immediate consideration of **Senate Joint Resolution No. 483**, out of order, which motion prevailed.

RESOLUTION LYING OVER

Senate Joint Resolution No. 483 -- Memorials, Recognition -- American Heart Association/National Wear Red Day, February 2, 2018.

On motion of Senator Briggs, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 483** was adopted.

A motion to reconsider was tabled.

CONSENT CALENDAR

Objections having been raised, the following bill was placed at the heel of the calendar for Thursday, January 25, 2018, pursuant to Rule 38: **Senate Resolution No. 144**.

Senate Joint Resolution No. 486 -- Memorials, Death -- Dr. Burgin H. Wood.

Senate Joint Resolution No. 487 -- Memorials, Death -- Glenn John Chaple.

Senate Joint Resolution No. 488 -- Memorials, Death -- Don McMurray.

Senate Joint Resolution No. 489 -- Memorials, Death -- Wester Doyle "Bud" Chapman.

Senate Joint Resolution No. 490 -- Memorials, Death -- Tommy C. Stiner.

Senate Joint Resolution No. 491 -- Memorials, Death -- Thomas Paul Pemberton.

Senate Joint Resolution No. 493 -- Memorials, Retirement -- Dr. Gary Weedman.

Senate Resolution No. 145 -- Memorials, Recognition -- Justin J. Pearson.

House Joint Resolution No. 596 -- Memorials, Sports -- Sophia Schubert, 2017 U.S. Women's Amateur Golf Tournament Champion.

Senator Roberts moved that all Senate Joint Resolutions and Senate Resolutions be adopted; and all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

CALENDAR

Senate Joint Resolution No. 480 -- Memorials, Recognition -- Gallatin, "Nicest Place in America".

Senate Joint Resolution No. 480 was adopted by the following vote:

Ayes 31
Noes 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbro and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

PRESENTATION

Senator Haile presented **Senate Joint Resolution No. 480** to Gallatin Police Chief Don Bandy.

MOTION

Senator Norris moved that Rules 32, 33 and 37 be suspended for the introduction and immediate consideration of **Senate Joint Resolution No. 516**, out of order, which motion prevailed.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution No. 516 by Senator Norris.
General Assembly, Joint Conventions -- Calls joint convention to hear Governor's Budget Address on January 29, 2018.

On motion of Senator Norris, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 516** was adopted by the following vote:

Ayes 30
Noes 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

MOTION

On motion of Senator Swann, his name was added as prime sponsor of **Senate Bills Nos. 192 and 410**.

WEDNESDAY, JANUARY 24, 2018 -- 44TH LEGISLATIVE DAY

On motion of Senator Overbey, his name was removed as sponsor of **Senate Bills Nos. 192 and 410.**

On motion of Senator Pody, his name was added as prime sponsor of **Senate Bills Nos. 244, 270, 272, 770, 773, 774 and 775.**

On motion of Senator Beavers, his name was removed as sponsor of **Senate Bills Nos. 244, 270, 272, 770, 773, 774 and 775.**

On motion of Senator Swann, his name was added as sponsor of **Senate Bill No. 367.**

On motion of Senator Yarbro, his name was added as prime sponsor of **Senate Bill No. 883.**

On motion of Senator Bell, his name was added as sponsor of **Senate Bill No. 1514.**

On motion of Senator Massey, her name was added as sponsor of **Senate Bill No. 1717.**

On motion of Senators Yarbro and Massey, their names were added as sponsors of **Senate Joint Resolution No. 483.**

On motion of Senator Briggs and Mr. Speaker McNally, their names were added as sponsors of **Senate Joint Resolution No. 493; and House Joint Resolution No. 596.**

ENGROSSED BILLS

January 24, 2018

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Joint Resolutions Nos. 480, 483, 486, 487, 488, 489, 490, 491, 493 and 516; and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON,
Deputy Chief Clerk

MESSAGE FROM THE HOUSE

January 24, 2018

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolution No. 516, concurred in by the House.

TAMMY LETZLER,
Chief Clerk

ENROLLED BILLS

January 24, 2018

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully compared Senate Resolution No. 145, and find same correctly enrolled and ready for the signature of the Speaker.

ALAN WHITTINGTON,
Deputy Chief Clerk

WEDNESDAY, JANUARY 24, 2018 -- 44TH LEGISLATIVE DAY

SIGNED

January 24, 2018

The Speaker announced that he had signed the following: Senate Resolution No. 145.

ADJOURNMENT

Senator Norris moved the Senate adjourn until 8:30 a.m., Thursday, January 25, 2018, which motion prevailed.